

# TABLE OF CONTENTS.

## TABLE OF CASES REPORTED.

	PAGE
A. J. Phillips Company <i>v.</i> Grand Trunk Western Railway Company . . . . .	662
American Car & Foundry Company <i>v.</i> Kettelhake . . . . .	311
American Seeding Machine Company <i>v.</i> Common- wealth of Kentucky . . . . .	660
Atkins' Trustee in Bankruptcy, First National Bank of Paducah, Kentucky, <i>v.</i> . . . .	288
Atkins' Trustee in Bankruptcy <i>v.</i> Globe Bank & Trust Company . . . . .	288
Atkins' Trustee in Bankruptcy, Globe Bank & Trust Company <i>v.</i> . . . .	288
Atkins' Trustee in Bankruptcy, Old State National Bank <i>v.</i> . . . .	288
Attorney General <i>v.</i> Louisville & Nashville Railroad Company . . . . .	318
Attorney General of North Dakota (State <i>ex rel.</i> ), Minneapolis, St. Paul & Sault Ste. Marie Rail- way Company <i>v.</i> . . . .	585
Attorney General of North Dakota (State <i>ex rel.</i> ) Northern Pacific Railway Company <i>v.</i> . . . .	585
Attorney General of West Virginia, Norfolk & West- ern Railway Company <i>v.</i> . . . .	605
Bacon, Administrator of Lockhart, Iowa Central Railway Company <i>v.</i> . . . .	305
Bank (First Nat. of Paducah) <i>v.</i> Martin . . . . .	288
Bank (Globe) <i>v.</i> Martin . . . . .	288
Bank (Old State Nat. of Evansville, Ind.) <i>v.</i> Martin . . . . .	288
Bank (Home Savings), Denver <i>v.</i> . . . .	101

## Table of Cases Reported.

	PAGE
Board of County Commissioners of the City and County of Denver <i>v.</i> Home Savings Bank . . . . .	101
Bosley <i>v.</i> McLaughlin, Labor Commissioner of the State of California . . . . .	385
Brigadier General Wood, Lieutenant Colonel Stearns <i>v.</i> . . . . .	75
Brolan <i>v.</i> United States . . . . .	216
Burdick <i>v.</i> United States . . . . .	79
California Labor Commissioner, Bosley <i>v.</i> . . . .	385
California Railroad Commission, Wilmington Trans- portation Company <i>v.</i> . . . . .	151
Central of Georgia Railway Company, Wright <i>v.</i> . . . .	674
Charak, Trustee in Bankruptcy of Jules & Frederic Company, Duffy <i>v.</i> . . . . .	97
City and County of Denver <i>v.</i> Home Savings Bank . . . . .	101
City of New York, Ramapo Water Company <i>v.</i> . . . .	579
Closser, Truskett <i>v.</i> . . . . .	223
Collector of Internal Revenue <i>v.</i> Pratt . . . . .	562
Commissioners of the District of Columbia <i>v.</i> Lynch- burg Investment Corporation . . . . .	692
Commonwealth of Kentucky, American Seeding Machine Company <i>v.</i> . . . . .	660
Commonwealth of Virginia, Dalton Adding Ma- chine Company <i>v.</i> . . . . .	699
Commonwealth of Virginia, Davis <i>v.</i> . . . . .	697
Comptroller General of Georgia <i>v.</i> Central of Georgia Railway Company . . . . .	674
Comptroller General of Georgia <i>v.</i> Louisville and Nashville Railroad Company . . . . .	687
Conley, Attorney General of the State of West Vir- ginia, Norfolk & Western Railway Company <i>v.</i> . . . . .	605
Coppage <i>v.</i> State of Kansas . . . . .	1
Corn Products Refining Company, D. R. Wilder Manufacturing Company <i>v.</i> . . . . .	165

## TABLE OF CONTENTS.

vii

## Table of Cases Reported.

	PAGE
Corporation Commission of Virginia, Dalton Adding Machine Company <i>v.</i> . . . . .	699
County Clerk of Hamilton County, Tennessee, Heyman <i>v.</i> . . . . .	178
County Clerk of Hamilton County, Tennessee, Southern Operating Company <i>v.</i> . . . .	188
Curtin <i>v.</i> United States . . . . .	96
Dallas County, Yost <i>v.</i> . . . . .	50
Dalton Adding Machine Company <i>v.</i> The State Corporation Commission of the Commonwealth of Virginia . . . . .	699
Davis <i>v.</i> Commonwealth of Virginia . . . . .	697
Del Pozo y Marcos, Wilson Cypress Company <i>v.</i> . . . .	635
Denver <i>v.</i> Home Savings Bank . . . . .	101
District of Columbia <i>v.</i> Lynchburg Investment Corporation . . . . .	692
Downey, Washington, Alexandria and Mt. Vernon Railway Company <i>v.</i> . . . . .	190
Dreer's Executor, McCoach, Collector of Internal Revenue, <i>v.</i> . . . . .	562
D. R. Wilder Manufacturing Company <i>v.</i> Corn Products Refining Company . . . . .	165
Duffy <i>v.</i> Charak, Trustee in Bankruptcy of Jules & Frederic Company . . . . .	97
Erie Railroad Company, United States <i>v.</i> . . . .	259
Evens & Howard Fire Brick Company, Petitioner . . . . .	194
Evens and Howard Fire Brick Company <i>v.</i> United States . . . . .	210
Fewell, Reynolds <i>v.</i> . . . . .	58
Fewell, Shellenbarger <i>v.</i> . . . . .	68
Fidelity Company (U. S.), United States <i>v.</i> . . . .	512
Fidelity Company (U. S.), Williams <i>v.</i> . . . .	549
First National Bank of Paducah, Kentucky, <i>v.</i> Martin, Trustee in Bankruptcy of Atkins . . . . .	288

## Table of Cases Reported.

	PAGE
Fox <i>v.</i> State of Washington . . . . .	273
Fuentes <i>et al.</i> , Constituting the Railroad Commission of Louisiana, Illinois Central Railroad Company <i>v.</i> . . . . .	157
Gallardo y Seary <i>v.</i> Noble . . . . .	135
George N. Pierce Company, Petitioner, <i>v.</i> Wells, Fargo & Company . . . . .	278
Gleason <i>v.</i> Thaw . . . . .	558
Globe Bank and Trust Company of Paducah, Kentucky, <i>v.</i> Martin, Trustee in Bankruptcy of Atkins . . . . .	288
Globe Bank and Trust Company of Paducah, Kentucky, Martin, Trustee in Bankruptcy of Atkins, <i>v.</i> . . . . .	288
Governor of the State of Kansas, Mutual Film Corporation of Missouri <i>v.</i> . . . . .	248
Grand Trunk Western Railway Company, A. J. Phillips Company <i>v.</i> . . . . .	662
Grant Timber and Manufacturing Company <i>v.</i> Gray . . . . .	133
Gray, Grant Timber and Manufacturing Company <i>v.</i> . . . . .	133
Gray, Lesser <i>v.</i> . . . . .	70
Great Northern Railway Company <i>v.</i> Hower . . . . .	702
Gumbel & Company, Lehman, Stern & Company <i>v.</i> . . . . .	448
Hays, County Clerk of Hamilton County, Tennessee, Heyman <i>v.</i> . . . . .	178
Hays, County Clerk of Hamilton County, Tennessee, Southern Operating Company <i>v.</i> . . . . .	188
Heyman <i>v.</i> Hays, County Clerk of Hamilton County, Tennessee . . . . .	178
Hodges, Governor of the State of Kansas, Mutual Film Corporation of Missouri <i>v.</i> . . . . .	248
Holte, United States <i>v.</i> . . . . .	140
Home Savings Bank, Board of Commissioners of the City and County of Denver <i>v.</i> . . . . .	101
Hower, Great Northern Railway Company <i>v.</i> . . . . .	702

# TABLE OF CONTENTS.

ix

## Table of Cases Reported.

	PAGE
Illinois Central Railroad Company <i>v.</i> Fuentes <i>et al.</i> , Constituting the Railroad Commission of Louis- iana . . . . .	157
Indiana Railroad Commission, Southern Railway Company <i>v.</i> . . . .	439
Industrial Commission of Ohio, Mutual Film Com- pany <i>v.</i> . . . .	247
Industrial Commission of Ohio, Mutual Film Cor- poration <i>v.</i> . . . .	230
Industrial Commission of Ohio, Rail & River Coal Company <i>v.</i> . . . .	338
Iowa Central Railway Company <i>v.</i> Bacon, Adminis- trator of Lockhart . . . . .	305
Jones, Administrator, United States <i>v.</i> . . . .	106
Joplin Mercantile Company <i>v.</i> United States . . . .	531
Jules & Frederic Company's Trustee in Bankruptcy, Duffy <i>v.</i> . . . .	97
Kansas, Coppage <i>v.</i> . . . .	1
Kansas, Kirmeyer <i>v.</i> . . . .	568
Kansas, Mutual Film Corporation of Missouri <i>v.</i> . .	248
Kentucky; American Seeding Machine Company <i>v.</i> . . . .	660
Kerns, Olympia Mining & Milling Company, Limited, <i>v.</i> . . . .	211
Kettelhake, American Car & Foundry Company <i>v.</i> . .	311
Kinney <i>v.</i> Plymouth Rock Squab Company . . . .	43
Kirmeyer <i>v.</i> State of Kansas . . . . .	568
Labor Commissioner of the State of California, Bos- ley <i>v.</i> . . . .	385
Lehigh Valley Railroad Company, Meeker <i>v.</i> . . . .	412, 434
Lehman, Stern & Company, Limited, <i>v.</i> S. Gumbel & Company, Limited . . . . .	448
Lesser <i>v.</i> Gray . . . . .	70

## TABLE OF CONTENTS.

## Table of Cases Reported.

	PAGE
Lieutenant Colonel Stearns <i>v.</i> Brigadier General Wood	75
Linn & Lane Timber Company <i>v.</i> United States	574
Lockhart's Administrator, Iowa Central Railway Company <i>v.</i>	305
Louisiana Railroad Commission, Illinois Central Railroad Company <i>v.</i>	157
Louisville & Nashville Railroad Company, United States <i>v.</i>	318
Louisville & Nashville Railroad Company, Wright <i>v.</i>	687
Ludlow-Saylor Wire Company, W. S. Tyler Company <i>v.</i>	723
Lynchburg Investment Corporation, Newman <i>et al.</i> <i>v.</i>	692
McCoach, Collector of Internal Revenue, <i>v.</i> Pratt, Executor of Dreer	562
McCormick <i>v.</i> Oklahoma City	657
McCue (North Dakota <i>ex rel.</i> ) Minneapolis, St. Paul & Sault Ste. Marie Railway Company <i>v.</i>	585
McCue (North Dakota <i>ex rel.</i> ), Northern Pacific Railway Company <i>v.</i>	585
McLaughlin, Labor Commissioner of the State of California, Bosley <i>v.</i>	385
Martin, Trustee in Bankruptcy of Atkins, First National Bank of Paducah, Kentucky, <i>v.</i>	288
Martin, Trustee in Bankruptcy of Atkins, <i>v.</i> Globe Bank and Trust Company of Paducah, Kentucky	288
Martin, Trustee in Bankruptcy of Atkins, Globe Bank and Trust Company of Paducah, Kentucky, <i>v.</i>	288
Martin, Trustee in Bankruptcy of Atkins, Old State National Bank of Evansville, Indiana, <i>v.</i>	288
Meeker, Surviving Partner of Meeker & Company, <i>v.</i> Lehigh Valley Railroad Company	412, 434

# TABLE OF CONTENTS.

xi

## Table of Cases Reported.

	PAGE
Michigan Central Railroad Company <i>v.</i> Michigan Railroad Commission . . . . .	615
Michigan Railroad Commission, Michigan Central Railroad Company <i>v.</i> . . . . .	615
Midwest Oil Company, United States <i>v.</i> . . . .	459
Miller <i>v.</i> Wilson, Sheriff of Riverside County, California . . . . .	373
Mining Company (Olympia) <i>v.</i> Kerns . . . . .	211
Minneapolis, St. Paul & Sault Ste. Marie Railway Company <i>v.</i> State of North Dakota on relation of McCue, Attorney General . . . . .	585
Mutual Film Company <i>v.</i> Industrial Commission of Ohio . . . . .	247
Mutual Film Corporation <i>v.</i> Industrial Commission of Ohio . . . . .	230
Mutual Film Corporation of Missouri <i>v.</i> Hodges, Governor of the State of Kansas . . . . .	248
National Bank (First of Paducah) <i>v.</i> Martin . . . . .	288
National Bank (Old State) <i>v.</i> Martin . . . . .	288
Newman <i>et al.</i> , Commissioners of the District of Columbia, <i>v.</i> Lynchburg Investment Corporation . . . . .	692
New York, Ramapo Water Company <i>v.</i> . . . .	579
Noble, Gallardo y Seary <i>v.</i> . . . .	135
Norfolk and Western Railway Company <i>v.</i> Conley, Attorney General of the State of West Virginia . . . . .	605
North Dakota on relation of McCue, Attorney General, Minneapolis, St. Paul & Sault Ste. Marie Railway Company <i>v.</i> . . . .	585
North Dakota on relation of McCue, Attorney General, Northern Pacific Railway Company <i>v.</i> . . . .	585
Northern Pacific Railway Company <i>v.</i> State of North Dakota on relation of McCue, Attorney General . . . . .	585
Ohio Industrial Commission, Mutual Film Company <i>v.</i> . . . .	247

## Table of Cases Reported.

	PAGE
Ohio Industrial Commission, Mutual Film Corpora- tion <i>v.</i> . . . . .	230
Ohio Industrial Commission, Rail & River Coal Com- pany <i>v.</i> . . . . .	338
Oklahoma City, McCormick <i>v.</i> . . . . .	657
Old State National Bank of Evansville, Indiana, <i>v.</i> Martin, Trustee in Bankruptcy of Atkins . . . . .	288
Olympia Mining & Milling Company, Limited, <i>v.</i> Kerns . . . . .	211
Padgett, Seaboard Air Line Railway Company <i>v.</i> . . . .	668
Pennsylvania Company <i>v.</i> United States . . . . .	351
Phillips Company <i>v.</i> Grand Trunk Western Railway Company . . . . .	662
Pierce Company, Petitioner, <i>v.</i> Wells, Fargo & Com- pany . . . . .	278
Plymouth Rock Squab Company, Kinney <i>v.</i> . . . .	43
Pratt, Executor of Dreer, McCoach <i>v.</i> . . . .	562
Rail & River Coal Company <i>v.</i> Yapple, <i>et al.</i> , Con- stituting the Industrial Commission of Ohio . . . . .	338
Railroad Association of St. Louis <i>v.</i> United States . . . .	194
Railroad Association of St. Louis, United States <i>v.</i> . . . .	194
Railroad Commission of California, Wilmington Transportation Company <i>v.</i> . . . . .	151
Railroad Commission of Indiana, Southern Railway Company <i>v.</i> . . . . .	439
Railroad Commission of Louisiana, Illinois Central Railroad Company <i>v.</i> . . . . .	157
Railroad Commission of Michigan, Michigan Central Railroad Company <i>v.</i> . . . . .	615
Railroad Company (Erie), United States <i>v.</i> . . . .	259
Railroad Company (Ill. Cent.) <i>v.</i> Louisiana Railroad Commission . . . . .	157
Railroad Company (Lehigh Val.), Meeker <i>v.</i> . . . .	412, 434
Railroad Company (L. & N.), United States <i>v.</i> . . . .	318
Railroad Company (L. & N.), Wright <i>v.</i> . . . .	687



# TABLE OF CONTENTS.

xiii

## Table of Cases Reported.

	PAGE
Railroad Company (Mich. Cent.) <i>v.</i> Michigan Railroad Commission . . . . .	615
Railroad Company (Penna.), <i>v.</i> United States . . . . .	351
Railroad Company (Toledo, St. L. & W.) <i>v.</i> Slavin . . . . .	454
Railway Company (Cent. of Ga.), <i>Wright v.</i> . . . . .	674
Railway Company (Grand Trunk West.), <i>A. J. Phillips Company v.</i> . . . . .	662
Railway Company (Gr. Nor.) <i>v.</i> Hower . . . . .	702
Railway Company (Iowa Cent.) <i>v.</i> Bacon . . . . .	305
Railway Company (Minn., St. P. & S. S. M.) <i>v.</i> North Dakota . . . . .	585
Railway Company (Nor. & West.) <i>v.</i> Conley . . . . .	605
Railway Company (Nor. Pac.) <i>v.</i> North Dakota . . . . .	585
Railway Company (St. Louis S. W.) <i>v.</i> Spring River Stone Company . . . . .	718
Railway Company (Seaboard A. L.) <i>v.</i> Padgett . . . . .	668
Railway Company (Southern) <i>v.</i> Railroad Commission of Indiana . . . . .	439
Railway Company (Southern), <i>Simon v.</i> . . . . .	115
Railway Company (Wash., Alex. & Mt. V.) <i>v.</i> Downey . . . . .	190
Ramapo Water Company <i>v.</i> City of New York . . . . .	579
Reynolds <i>v.</i> Fewell . . . . .	58
St. Louis Southwestern Railway Company <i>v.</i> Spring River Stone Company . . . . .	718
St. Louis Terminal Railroad Association <i>v.</i> United States . . . . .	194
St. Louis Terminal Railroad Association, United States <i>v.</i> . . . . .	194
Savings Bank (Home), <i>Denver v.</i> . . . . .	101
Seaboard Air Line Railway <i>v.</i> Padgett, Administratrix of Padgett . . . . .	668
S. Gumbel & Company, Limited, <i>Lehman, Stern &amp; Company, Limited, v.</i> . . . . .	448
Shellenbarger <i>v.</i> Fewell . . . . .	68

## Table of Cases Reported.

	PAGE
Sheriff of Riverside County, California, <i>Miller v.</i>	373
<i>Simon v. Southern Railway Company</i>	115
<i>Slavin, Toledo, St. Louis &amp; Western Railroad Company v.</i>	454
<i>Smull, United States v.</i>	405
<i>Southern Operating Company v. Hays, County Clerk of Hamilton County, Tennessee</i>	188
<i>Southern Railway Company v. Railroad Commission of Indiana</i>	439
<i>Southern Railway Company, Simon v.</i>	115
<i>Spring River Stone Company, St. Louis Southwestern Railway Company v.</i>	718
<i>State of Kansas, Coppage v.</i>	1
<i>State of Kansas, Kirmeyer v.</i>	568
<i>State of Kansas, Mutual Film Corporation of Missouri v.</i>	248
<i>State of North Dakota on relation of McCue, Attorney General, Minneapolis, St. Paul &amp; Sault Ste. Marie Railway Company v.</i>	585
<i>State of North Dakota on relation of McCue, Attorney General, Northern Pacific Railway Company v.</i>	585
<i>State of Washington, Fox v.</i>	273
<i>State of West Virginia, Norfolk &amp; Western Railway Company v.</i>	605
<i>State Corporation Commission of Virginia, Dalton Adding Machine Company v.</i>	699
<i>Stearns v. Wood</i>	75
<i>Terminal Railroad Association of St. Louis v. United States</i>	194
<i>Terminal Railroad Association of St. Louis, United States v.</i>	194
<i>Thaw, Gleason v.</i>	558
<i>Toledo, St. Louis and Western Railroad Company v. Slavin</i>	454

# TABLE OF CONTENTS.

XV

## Table of Cases Reported.

	PAGE
Truskett <i>v.</i> Closser . . . . .	223
Trust Company (Globe B. &) <i>v.</i> Martin . . . . .	288
Trustee in Bankruptcy of Atkins, First National Bank of Paducah, Kentucky, <i>v.</i> . . . .	288
Trustee in Bankruptcy of Atkins <i>v.</i> Globe Bank & Trust Company . . . . .	288
Trustee in Bankruptcy of Atkins, Globe Bank & Trust Company <i>v.</i> . . . .	288
Trustee in Bankruptcy of Atkins, Old State Na- tional Bank <i>v.</i> . . . .	288
Trustee in Bankruptcy of Jules & Frederic Com- pany, Duffy <i>v.</i> . . . .	97
Tyler Company <i>v.</i> Ludlow-Saylor Wire Company . . . . .	723
United States, Brolan <i>v.</i> . . . .	216
United States, Burdick <i>v.</i> . . . .	79
United States, Curtin <i>v.</i> . . . .	96
United States <i>v.</i> Erie Railroad Company, . . . . .	259
United States, Evens and Howard Fire Brick Com- pany <i>v.</i> . . . .	210
United States <i>v.</i> Holte . . . . .	140
United States <i>v.</i> Jones, Administrator . . . . .	106
United States, Joplin Mercantile Company <i>v.</i> . . . .	531
United States, Linn & Lane Timber Company <i>v.</i> . . . .	574
United States, by McReynolds, Attorney General, <i>v.</i> Louisville & Nashville Railroad Company . . . . .	318
United States <i>v.</i> Midwest Oil Company . . . . .	459
United States, Pennsylvania Company <i>v.</i> . . . .	351
United States <i>v.</i> Smull . . . . .	405
United States <i>v.</i> Terminal Railroad Association of St. Louis . . . . .	194
United States, Terminal Railroad Association of St. Louis <i>v.</i> . . . .	194
United States <i>v.</i> United States Fidelity & Guaranty Company . . . . .	512
United States, Wright-Blodgett Company <i>v.</i> . . . .	397

## Table of Cases Reported.

	PAGE
United States Fidelity & Guaranty Company, United States <i>v.</i>	512
United States Fidelity & Guaranty Company, Williams <i>v.</i>	549
Virginia, Dalton Adding Machine Company <i>v.</i>	699
Virginia, Davis <i>v.</i>	697
Washington, Fox <i>v.</i>	273
Washington, Alexandria and Mt. Vernon Railway Company <i>v.</i> Downey	190
Water Company (Ramapo) <i>v.</i> City of New York	579
Wells, Fargo & Company, George N. Pierce Company <i>v.</i>	278
West Virginia, Norfolk & Western Railway Company <i>v.</i>	605
Wilder Manufacturing Company <i>v.</i> Corn Products Refining Company	165
Williams <i>v.</i> United States Fidelity and Guaranty Company	549
Wilmington Transportation Company <i>v.</i> Railroad Commission of California	151
Wilson, Sheriff of Riverside County, California, Miller <i>v.</i>	373
Wilson Cypress Company <i>v.</i> Del Pozo y Marcos	635
Wood, Stearns <i>v.</i>	75
Wright, Comptroller General of Georgia, <i>v.</i> Central of Georgia Railway Company	674
Wright, Comptroller General of Georgia, <i>v.</i> Louisville and Nashville Railroad Company	687
Wright-Blodgett Company <i>v.</i> United States	397
W. S. Tyler Company <i>v.</i> Ludlow-Saylor Wire Company	723
Yaple, <i>et al.</i> , Constituting the Industrial Commission of Ohio, Rail & River Coal Company <i>v.</i>	338
Yost <i>v.</i> Dallas County	50